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10 UNITED STATES

11 PATENT & TRADEMARK OFFICE

12 University of Pittsburgh

13 Plaintiff,

14 v.

15 Varian Medical Systems, Inc.

16 Defendant

17 US Control No. 90/009,531
18 90/009,534

19 CERTIFICATE OF SERVICE

20 CERTIFICATE OF SERVICE

21 USSN: 90/009,531 and 90/009,534

CERTIFICATE OF SERVICE

I am employed in the City of Palo Alto, County of Santa Clara, State of California, I am over the age of 18 years and not a party to the within action. My business address is 2 Palo Alto Square, 3000 El Camino Real, Suite 700, Palo Alto, California 94306. On January 6, 2010, I caused copies of the attached document(s) described as follows:

Statement Under 37 C.F.R. § 3.73(b)

to be served on

Michael F. Heafey
Orrick, Herrington & Sutcliffe LLP
4 Park Plaza, Suite 1600
Irvine, CA 92614

 (BY FEDERAL EXPRESS DELIVERY) I caused each such case to the addressee(s) noted above, with charges fully prepaid, to be sent by overnight delivery from Palo Alto, California. I am readily familiar with the practice of Morgan Lewis & Bockius LLP for collection and processing of correspondence for overnight delivery, said practice being that in the ordinary course of business, mail is placed with the overnight delivery service on the same day as it is placed for collection.

 X (BY FIRST CLASS MAIL) I caused each such envelope to the addressee(s) noted above, with postage thereon fully prepaid, to be placed in the United States mail in Palo Alto, California. I am readily familiar with the practice of Morgan Lewis & Bockius LLP for collection and processing of correspondence for mailing, said practice being that in the ordinary course of business mail is deposited in the United States Postal Service the same date as it is placed for collection.

 (BY PERSONAL SERVICE) The person whose name is noted below caused to be delivered by hand each such envelope to the addressee(s) noted above.

 (BY FACSIMILE) The person whose name is noted below caused to be transmitted by facsimile each such document to the addressee(s) noted above.

 (BY EMAIL) The person whose name is noted below caused to be transmitted by email each such document to the addressee(s) noted above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Palo Alto, California, on January 6, 2010.


Sherri L. Ballbach

CERTIFICATE OF SERVICE